

**Summary of Fourteenth Negotiation Session on
New Water Supply Agreement**

Date of Session: December 15, 2003
Place: Santa Rosa Laguna Pumping Plant
Time: 9:00 AM – 10:30 PM

Parties Present and Represented:

Cities: Cotati, Petaluma, Rohnert Park, Santa Rosa, Sonoma and Windsor.
Special Districts: Sonoma County Water Agency. North Marin WD and Marin
Municipal WD.

Attachment A contains complete list of attendees.

Draft of Proposed 12th Amended Agreement:

Referring to it as the “Restructured Agreement for Water Supply”, Mr. Poole handed out a clean and marked-up copy (relative to the 11th Amended Agreement for Water Supply”) and proceeded to go through the major components and points covered by the draft. Discussion on how to proceed resulted in a consensus that Consultant John Nelson should prepare a list identifying changed language which is at variance with language previously agreed to during the course of negotiations – including any material new language and, working with Mr. Poole, to document the Agency’s purpose and intent as it relates to such material variances and new language. It was agreed the WAC would next meet on January 26th to go over this list.

Status of Response from MMWD to WAC Letter of July 28, 2003:

Ron Theisen distributed a letter from General Manager Pam Nicolai (Attachment B) and reported that given the current desire of the WAC to proceed with a 12th Amended Agreement and negotiation of extension of the MOU re Interim Impairment, that a point by point response to the items contained in the July 28, 2003 letter and attachment would be unproductive but that, in general, MMWD continues to be interested and committed to addressing the issues that have been under consideration for the last two years.

Other Business:

Concern was expressed about priorities, i.e. proceeding with the 12 Amended Agreement Negotiation given the Agency’s desire to address extension of the MOU. The City of Sonoma’s representative questioned the wisdom of proceeding with the 12th Amendment without addressing all of the issues on the table including MOU issues and noted that if

time became a problem the parties to the MOU always had the option of agreeing to extend the MOU. After discussion, the WAC opted to cancel its January 5th Regular meeting and place this matter on the January 26th meeting for discussion.

Follow-up Tasks for Next Session

1. Recap of December 15, 2003 Negotiation Session (Nelson)
2. Discuss Process and Priorities re. Moving Ahead w. Agreement Negotiations and Extension of the MOU re Interim Impairment
3. List of Significant Variances including Agency's Purpose and Intent

Next Negotiation Session

Time and Date: 9:00 AM-12:00 PM, January 26, 2004

Place: Santa Rosa's Laguna Treatment Plant

Attachments:

- A List of Attendees, Dec. 15, 2003 Negotiation Session
- B Response Letter from MMWD

Attachment A

Attendees Of Water Advisory Committee Negotiation Meeting For December 15, 2003

Attendees: Miles Ferris, City of Santa Rosa
Jane Bender, City of Santa Rosa
Virginia Porter, City of Santa Rosa
Mike Martini, City of Santa Rosa
Chris DeGabriele, North Marin Water District
Syed Rizvi, North Marin Water District
Toni Bertolero, City of Cotati
Janet Orchard, City of Cotati
Terry Stubbing, City of Cotati
Ron Theisen, Marin Municipal Water District
Steve Phelps, Marin Municipal Water District
Al Bandur, City of Sonoma
Mike Ban, City of Petaluma
Pam Torliatt, City of Petaluma
Randy Poole, Sonoma County Water Agency
Pam Jeane, Sonoma County Water Agency
Matt Mullan, Town of Windsor
Paul Berlant, Town of Windsor
Darrin Jenkins, City of Rohnert Park
Carl Leivo, City of Rohnert Park
John Nelson, JONWRM

Public Attendees: Brenda Adelman, RRWPC
Don McEnhill, League of Women Voters
Bob Anderson, United Winegrowers